



## **DEPARTMENT OF TRANSPORTATION**

### **Federal Aviation Administration**

#### **Notice of Request To Release Airport Property**

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Notice of Intent to Rule on Request to Release Airport Property at the Kearney Regional Airport (EAR), Kearney, Nebraska.

SUMMARY: The FAA proposes to rule and invites public comment on the release of land at the Kearney Regional Airport, Kearney, Nebraska, under the provisions of 49 U.S.C. 47107(h)(2).

DATES: Comments must be received on or before [INSERT DATE 30 DAYS AFTER DATE OF PUBLICATION IN THE FEDERAL REGISTER].

ADDRESSES: Comments on this application may be mailed or delivered to the FAA at the following address: Lynn D. Martin, Airports Compliance Specialist, Federal Aviation Administration, Airports Division, ACE-610C, 901 Locust Room 364, Kansas City, MO 64106.

In addition, one copy of any comments submitted to the FAA must be mailed or delivered to: Michael Tye, City Attorney, 1419 Central Avenue, P.O. Box 636, Kearney, NE 68848-0636, (308) 237-3155.

FOR FURTHER INFORMATION CONTACT: Lynn D. Martin, Airports Compliance Specialist, Federal Aviation Administration, Airports Division, ACE-610C, 901 Locust Room 364, Kansas City, MO 64106, (816) 329-2644, [lynn.martin@faa.gov](mailto:lynn.martin@faa.gov).

The request to release property may be reviewed, by appointment, in person at this same location.

SUPPLEMENTARY INFORMATION: The FAA invites public comment on the request to release approximately 67.72± acres of airport property at the Kearney Regional Airport (EAR) under the provisions of 49 U.S.C. 47107(h)(2). On July 1, 2013, the City Attorney at the Kearney Regional Airport requested from the FAA that approximately 67.72± acres of property be released for sale to the City of Kearney for them to transfer to the Veteran's Administration for construction of the Central Nebraska Veteran's Home. On September 29, 2013, the FAA determined that the request to release property at the Kearney Regional Airport (EAR) submitted by the Sponsor meets the procedural requirements of the Federal Aviation Administration and the release of the property does not and will not impact future aviation needs at the airport. The FAA may approve the request, in whole or in part, no sooner than thirty days after the publication of this notice.

The following is a brief overview of the request:

The Kearney Regional Airport (EAR) is proposing the release of airport property totaling 67.72 acres, more or less. This land is to be used for construction of a new Central Nebraska Veteran's Home. The release of land is necessary to comply with Federal Aviation Administration Grant Assurances that do not allow federally acquired airport property to be used for non-aviation purposes. The sale of the subject property will result in the land at the Kearney Regional Airport (EAR) being changed from aeronautical to non-aeronautical use and release the lands from the conditions of the Airport Improvement Program Grant Agreement Grant Assurances. In accordance with 49 U.S.C. 47107(c)(2)(B)(i) and (iii), the airport will receive fair market value for the property, which will be subsequently reinvested in another eligible airport improvement project for general aviation facilities at the Kearney Regional Airport.

Any person may inspect, by appointment, the request in person at the FAA office listed above under FOR FURTHER INFORMATION CONTACT. In addition, any person may, upon appointment and request, inspect the application, notice and other documents determined by the FAA to be related to the application in person at the Kearney Regional Airport.

Issued in Kansas City, MO on October 2, 2013.

Jim A. Johnson, Manager,  
Airports Division.

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